

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
October 6, 2003

D042000 In re Ryan V., a Juvenile

The judgment is affirmed. McIntyre, J.; We Concur: Huffman, Acting P.J., O'Rourke, J.

D042910 Cunningham v. Superior Court of San Diego County/Cunningham

The petition is denied.

D040040 People v. Murphy

The judgment is reversed. CERTIFIED FOR PUBLICATION. Aaron, J., I Concur: O'Rourke, J.; I Dissent, Benke, Acting P.J.

D040751 In re Estate of Billington

The judgment is affirmed. McConnell, P.J.; We Concur: McIntyre, J., O'Rourke, J.

D042821 Edward R. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency

The attorney for petitioner Edward R. has notified the court on behalf of the petitioner that a Petition for Writ of Mandate under Rule 39.1B will not be filed as there are no viable issues for writ review. The case is dismissed.

D042935 In re Armstead on Habeas Corpus

The petition is denied.

D040753 Santee Investments, Inc. v. Zigman/Shattuck Construction Company

Upon written stipulation filed by the parties to the appeal, the appeal is dismissed.

D041603 People v. Wood

The appeal is dismissed.

D042943 Mani et al. v. Superior Court of San Diego County/Qualmag, Inc.

The petition is denied. Petitioner has an adequate remedy by way of appeal and request for writ of supersedeas.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
October 7, 2003

D042960 San Diego Gas & Electric Company v. Superior Court of San Diego County/CES International, Inc.

The petition is denied.

D043000 In re Kelly K. on Habeas Corpus

The petition is denied.

D042040 In re Vickie M., a Juvenile

The jurisdictional order declaring Vickie a dependent child under section 300, subdivision (i) is reversed. In all other respects the orders are affirmed. Nares, J.; We Concur: McConnell, P.J., Huffman, J.

D041899 In re Johnson on Habeas Corpus

The petition is denied.

D042849 In re Davis on Habeas Corpus

The petition is denied.

D042823 In re Jackson on Habeas Corpus

The petition is denied without prejudice.

D042048 In re Karla C., a Juvenile

D042060 In re Karla C., a Juvenile

The petition for rehearing is granted. No further briefing is required. The San Diego County Health and Human Services Agency's request for publication is denied as moot.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
October 8, 2003

D042129 In re Aaron L., a Juvenile

Judgment affirmed. Nares, J.; We Concur: Huffman, Acting P.J., Haller, J.

D042902 Currey v. Superior Court of Imperial County/People

The petition is denied.

D042481 Offner v. Leon et al.

The petition is denied.

D041764 People v. Comstock

The judgment is reversed and the case is remanded to a different judicial officer of the superior court to allow Comstock to move to withdraw his plea. If (1) Comstock does not file a motion to withdraw his plea within 30 days after the remittitur has been issued or (2) Comstock's motion to withdraw his plea is denied, the court is directed to reinstate the judgment.

D042884 In re Green on Habeas Corpus

The petition is denied.

D042041 In re Brandi A., a Juvenile

The orders are affirmed. McConnell, J.; We Concur: Benke, J., O'Rourke, J.

D040532 Loritz v. Linville

The judgment is affirmed. O'Rourke, J.; We Concur: Benke, Acting P.J., McIntyre, J.

D042201 Rogozienski v. Superior Court of San Diego County/Rogozienski

The petition for writ of error *coram vobis* is granted. The matter is remanded to the trial court for further proceedings consistent with this opinion. The stay issued July 17, 2003, in the appeal *In re Marriage of Rogozienski* D041355 remains in effect pending further order of this court in the appeal. O'Rourke, J.; We Concur: McDonald, Acting P.J., McIntyre, J.

D040901 The Retirement Group v. Linsco/Private Ledger Corp. et al.

The judgment denying appellants' petition to compel arbitration is affirmed. Huffman, J.; We Concur: McConnell, P.J., McIntyre, J.

D040039 Cardoza v. Studios De La Playa, S.A. De C.V., et al.

The petition for rehearing on the opinion filed on September 19, 2003 in the above entitled matter is denied.

D042996 Christopher P. et al. v. Superior Court of San Diego County/Jonathan K.

All proceedings in the trial court are stayed pending further order of this court. Real party is to file a response to the petition on or before October 15, 2003.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
October 8, 2003 (continued)

D042964 In re Vlasich on Habeas Corpus

The Attorney General is requested to file an informal response on or before 15 days from the date of this order. In addition to addressing the matters raised in the petition, the Attorney General should address the apparent discrepancy between now the California Department of Corrections and the superior court in its order denying the petition for writ of habeas corpus are treating the \$10,000 restitution fine/direct restitution imposed. Petitioner may file a reply within 15 days of the filing of the informal response.

D042714 In re Marriage of Myers

Pursuant to California Rules of Court, rule 8, the appeal is filed August 1, 2003, is dismissed for failure of appellant to timely deposit costs for preparing the record on appeal (Cal Rules of Court, rule 4(b) and 5(c)).

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
October 9, 2003

NO ENTRIES THIS DATE.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
October 10, 2003

D041000 In re Cedric C., a Juvenile

The judgment is affirmed. Huffman, Acting P.J.; We Concur: Nares, J., Aaron, J.

D041465 Stephens v. Stephens

The appeal is dismissed.

D039678 Henson v. Kmart Corporation.

In view of the statements by the parties, and the bankruptcy court's confirmation and attendant discharge of prior debts and discharge injunction, this appeal is dismissed.